

REMARKS

INTRODUCTION

In accordance with the foregoing, claims 1, 9, 10 and 13 have been amended. Claims 3-8, 11-12, and 15-18 are withdrawn from consideration. Claims 1, 9, 10, 13 and 19-22 are pending and under consideration.

EXAMINER INTERVIEW

The Applicants express their thanks to the Examiner for the courtesy shown to their representative in the telephone interview conducted on June 28, 2007. In the interview, the Examiner noted that the claims did not appear to be allowable over Yasuda. In view of the foregoing amendments, reconsideration is respectfully requested.

CLAIM REJECTIONS

Claims 1, 9, 10, 13 and 19-22 were rejected under 35 USC 102(b) as being anticipated by JP 11-339294 (hereinafter "Yasuda").

Claims 1, 9, 10, 13 and 19-22

Amended independent claims 1, 9, 10 and 13 recite: "...the magnet is displaced a predetermined distance from a center line of the yoke to an asymmetric position such that the electromagnetic force acts on the blade asymmetrically and in a radial direction of the disc toward an outer circumference of the disc such that when the blade moves upward, a positive direction radial rolling occurs in a direction of an optical axis of the objective lens that is tilted toward an inner circumference of the disc, and when the blade moves downward, a negative direction radial rolling occurs in a direction of the optical axis of the objective lens that is tilted toward the outer circumference of the disc." The Office Action relies on paragraph [0016] and Figures 3 and 4 of Yasuda to show that the magnet 8 is adjusted to be asymmetrical. Yasuda does disclose that the position of a yoke 9 (including a magnet 8) in a tracking direction is adjusted so that the radial tilt becomes approximately zero, and then the yoke 9 is adhered and fixed. Yasuda further discloses that as a result, the radial tilt is approximately zero, even when the holder 4 moves in any location in a focusing direction. However, this disclosure in Yasuda does not anticipate the technical feature of claims 1, 9, 10 and 13 where the magnet is displaced a predetermined distance from a center line of the **yoke** to an asymmetric position. As the

magnet 8 is not displaced from the center line of the yoke 9 in Yasuda, but rather that the yoke 9 is adjusted, it is respectfully submitted that Yasuda does not anticipate claims 1, 9, 10 and 13.

Claims 19-22 depend on one of claims 1, 9, 10 and 13, respectively, and are therefore believed to be allowable for at least the foregoing reasons.

Withdrawal of the foregoing rejection is requested.

CONCLUSION

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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